

91st Illinois General Assembly Senate Transcript

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

30th Legislative Day

April 15, 1999

PRESIDENT PHILIP:

The regular Session of the 91st General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? Our prayer today will be given by Pastor Jerry Doss, Abundant Faith Christian Center, Springfield, Illinois. Pastor Doss.

PASTOR JERRY DOSS:

(Prayer by Pastor Jerry Doss)

PRESIDENT PHILIP:

Please remain standing for the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal. Senator Myers.

SENATOR MYERS:

...President, I move that reading and approval of the Journal of Wednesday, April 14th, in the year 1999, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Myers moves to postpone the reading and the approval of the Journal, pending the arrival of the printed transcript. There being no objection, so ordered. Committee Reports.

SECRETARY HARRY:

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports House Bill 518 Do Pass, and House Bill 1900 Do Pass, as Amended.

Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bills 62, 790, 1188, 1201 and 1784 Do Pass, and House Bills 1079 and 2721 Do Pass, as Amended.

Senator Mahar, Chair of the Committee on Environment and Energy, reports House Bills 379, 613, 909, 2011, 2636, 2639, 2640,

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2641, 2642, 2646 and 2767 Do Pass, and House Bill 2631 Do Pass, as Amended.

Senator Cronin, Chair of the Committee on Education, reports House Bills 131, 325, 497 and 795 Do Pass.

And Senator Fawell, Chair of the Committee on Transportation, reports House Bills 235, 449, 458, 604, 1388, 1806, 2085, 2723 and 2772 Do Pass, and House Bills 1809 and 1871 Do Pass, as Amended.

PRESIDENT PHILIP:

House Bills 1st Reading.

ACTING SECRETARY HAWKER:

House Bill 88, offered by Senator Syverson.

(Secretary reads title of bill)

House Bill 90, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 137, offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 139, offered by Senator Bowles.

(Secretary reads title of bill)

House Bill 147, offered by Senator Radogno.

(Secretary reads title of bill)

House Bill 189, offered by Senators Trotter, Smith and Obama.

(Secretary reads title of bill)

House Bill 216, offered by Senator Luechtefeld.

(Secretary reads title of bill)

House Bill 245, offered by Senator Burzynski.

(Secretary reads title of bill)

House Bill 415, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 523, offered by Senator Bowles.

(Secretary reads title of bill)

House Bill 530, offered by Senator Dudycz.

(Secretary reads title of bill)

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House Bill 1124, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 1157, offered by Senator Radogno.

(Secretary reads title of bill)

House Bill 1162, offered by Senator Myers.

(Secretary reads title of bill)

House Bill 1224, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 1282, offered by Senator Luechtefeld.

(Secretary reads title of bill)

House Bill 1326, offered by Senator Lauzen.

(Secretary reads title of bill)

House Bill 1362, offered by Senator Weaver.

(Secretary reads title of bill)

House Bill 1522, offered by Senator O'Malley.

(Secretary reads title of bill)

House Bill 1587, offered by Senator Hawkinson.

(Secretary reads title of bill)

House Bill 1670, offered by Senator Cronin.

(Secretary reads title of bill)

House Bill 1695, offered by Senator Peterson.

(Secretary reads title of bill)

House Bill 1700, offered by Senator Petka.

(Secretary reads title of bill)

House Bill 1769, offered by Senator Silverstein.

(Secretary reads title of bill)

House Bill 1771, offered by Senator Hawkinson.

(Secretary reads title of bill)

House Bill 2047, offered by Senator Sieben.

(Secretary reads title of bill)

House Bill 2096, offered by Senator Bowles.

(Secretary reads title of bill)

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House Bill 2098, offered by Senator Bowles.

(Secretary reads title of bill)

House Bill 2147, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 2148, offered by Senator Clayborne.

(Secretary reads title of bill)

House Bill 2167, offered by Senator Obama.

(Secretary reads title of bill)

House Bill 2176, offered by Senator O'Malley.

(Secretary reads title of bill)

House Bill 2281, offered by Senator Burzynski.

(Secretary reads title of bill)

House Bill 2751, offered by Senator Sieben.

(Secretary reads title of bill)

And House Bill 2774, offered by Senator Peterson.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Thank you, Mr. President. I'd like the record to reflect that Senator Shaw is absent today, due to personal business, please.

PRESIDENT PHILIP:

The record will so indicate. The Senate will now go into Executive Session for the purpose of advise and consent. Senator Petka.

SENATOR PETKA:

Thank you, Mr. President. I move the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in his Messages of January 27th, 1999; February 2nd, 1999; and February 23, 1999, and for the purpose of acting on the Comptroller's appointments set forth in his Messages

of February 18th, 1999, and February 24th, 1999.

Mr. President, with respect to the Message of January 27th, I will read the salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent.

PRESIDENT PHILIP:

You -- you have heard the motion. All those in favor, signify by saying Aye. The opposed, Nay. The motion carries. We are in Executive Session. Mr. Secretary, Committee Reports.

SECRETARY HARRY:

Senator Petka, Chair of the Committee on Executive Appointments, to which was referred the Governor's Message of January 27th, 1999, reported the same back with the following recommendation, that the Senate advise and consent to the following appointments.

PRESIDENT PHILIP:

Senator Petka.

SENATOR PETKA:

To be the Secretary of the Department of Transportation for a term ending January 15, 2001, Kirk Brown of Springfield.

To be Director of the Department of Public Aid for a term ending January 15, 2001, Ann Patla of Barrington.

PRESIDENT PHILIP:

Is there any discussion? Any discussion? The question is, does the Senate advise and consent to the nominations just made. All those in favor will vote Aye. All those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Take the record. 57 Ayes, no Nays, no voting Present. A majority of the Senate -- Senators elected concurring by the

record vote, the Senate does advise and consent to the nominations just made. Mr. Secretary.

SECRETARY HARRY:

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Senator Petka, Chair of the Committee on Executive Appointments, to which was referred the Governor's Message of February 2nd, 1999, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDENT PHILIP:

Senator Petka.

SENATOR PETKA:

Thank you, Mr. President. With respect to the -- the February 2nd, 1999, Message, I will read the salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent:

To be Director of the Department of -- Commerce and Community Affairs for a term ending January 15, 2001, Pam McDonough of Springfield.

PRESIDENT PHILIP:

Any further discussion?

SENATOR PETKA:

Mr. President, having read the salaried appointments from the Governor's Message of February 2nd, 1999, I now seek to consider this appointment on a roll call. And, Mr. President, will you put the question as required by our rules?

PRESIDENT PHILIP:

Any discussion? If not, the question is, does the Senate advise and consent to the nomination just made. All those in favor will vote Aye. Those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Take the record. 58 Yeas, no Nays. The question is, -- a majority of the Senators elected concurring by the record vote, the Senate does advise and consent to the nomination just made. Mr. Secretary.

SECRETARY HARRY:

Senator Petka, Chair of the Committee on Executive

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Appointments, to which was referred the Governor's Message of February 23rd, 1999, reported the same back with the recommendation the Senate advise and consent to the following appointment.

PRESIDENT PHILIP:

Senator Petka.

SENATOR PETKA:

Mr. President, with respect to the February 23rd, 1999, Message, I will read the salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent:

To be Director of the Department of Labor for a term ending January 15, 2001, Robert Healey of Homewood.

Mr. President, having read the salaried appointment from the Governor's Message of February 23rd, 1999, I now seek leave to consider the appointment of February 23rd, 1999, on a roll call. And, Mr. President, will you please put that question as required by our rules?

PRESIDENT PHILIP:

Any further discussion? Any further discussion? If not, the question is, does the Senate advise and consent to the nomination just made. All those in favor will signify by voting Aye. Those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Take the record. 57 Yeas, no Nays. A majority of the Senators elected concurring by the record vote, the Senate does advise and consent to the nomination just made. Mr. Secretary.

SECRETARY HARRY:

Senator Petka, Chair of the Committee on Executive Appointments, to which was referred the Comptroller's Message of February 18th, 1999, reported the same back with the recommendation the Senate advise and consent to the following

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appointment.

PRESIDENT PHILIP:

Senator Petka.

SENATOR PETKA:

Mr. President, with respect to the Comptroller's Message of February 18th, 1999, I will read the salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent:

To be the Director of the Human Resources in the Office of Comptroller for an unspecified term, Lawrence Selinger of Springfield.

Mr. President, having read the salaried appointments from the Comptroller's Message of February 18th, 1999, I now seek to consider the appointments of February 18th, 1999, on a roll call. And, Mr. President, will you put the question as required by our rules?

PRESIDENT PHILIP:

Any further discussion? If not, the question is, does the Senate advise and consent to the nomination just made. All those in favor will signify by saying Aye. Those, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish?

Take the record. 58 Yeas, no Nays. A majority of the Senators elected concurring by the record vote, the Senate does advise and consent to the nominations. Mr. Secretary.

SECRETARY HARRY:

Senator Petka, Chair of the Committee on Executive Appointments, to which was referred the Governor's Message of February 23rd, 1999, reported the same back with the recommendation the Senate advise and consent to the following appointments.

PRESIDENT PHILIP:

Senator Petka.

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SENATOR PETKA:

Mr. President, with respect to the Message of February 23rd, 1999, I will read the non-salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent:

To be a member of the Illinois State Medical Disciplinary Board for a term ending January 1st, 2003, Henri Havdala of Lincolnwood.

And to be a member of the Medical Licensing Board for a term

ending January 8, 2002, Robert Vanecko of Chicago.

Mr. President, having read the non-salaried appointments from the Governor's Message of February 23rd, 1999, I now seek leave to consider those appointments on a roll call. And, Mr. President, will you put the question as required by our rules?

PRESIDENT PHILIP:

Any discussion? If not, the question is, does the Senate advise and consent to the nominations just made. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Take the record. 56 {sic} (57) Yeas, no Nays. A majority of the Senators elected concurring by the record vote, the Senate does advise and consent to the nominations just made. Mr. Secretary.

SECRETARY HARRY:

Senator Petka, Chair of the Committee on Executive Appointments, to which was referred the Comptroller's Message of February 24th, 1999, reported the same back with the recommendation the Senate advise and consent to the following appointment.

PRESIDENT PHILIP:

Senator Petka.

SENATOR PETKA:

Mr. President, with respect to the Comptroller's Message of

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February 24th, 1999, I will read the non-salaried appointments of which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent:

To be a member of the Merit Commission for the Office of the Comptroller for a term of six years, Joe Wilkins of Springfield.

Mr. President, having read the non-salaried appointments from the Comptroller's Message of February 24th, 1999, I now seek to leave to consider the appointments of February 24th, 1999, on a roll call. And, Mr. President, will you put that question as required by our rules?

PRESIDENT PHILIP:

Any further discussion? If not, the question is, does the Senate advise and consent to the nomination just made. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Take the record. 58 Ayes, no Nays. A majority of the Senators elected concurring by the record vote, the Senate does advise and consent to the nomination just made. Senator Petka.

SENATOR PETKA:

Mr. President, I move the Senate arise from Executive Session.

PRESIDENT PHILIP:

You've heard the motion. Those in favor will signify by Aye. Those opposed, Nay. The motion carries. Representative {sic} Lightford, for what purpose do you rise?

SENATOR LIGHTFORD:

Mr. President, I rise on a point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR LIGHTFORD:

Mr. President and Members of the Assembly, I'd like to now acknowledge in the President's Gallery before us...

PRESIDENT PHILIP:

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Excuse me, one minute, Senator. Could we have some peace and quiet, please? Senator Lightford, go right ahead.

SENATOR LIGHTFORD:

Thank you, Mr. President. Members of the Senate, I'd like to acknowledge at this time the League of Women Voters of Oak Park and River Forest. They do an outstanding job of informing the community of State government issues, and they really get out the vote in that area. So if you would please rise and be recognized, the League of Women Voters.

PRESIDENT PHILIP:

Please rise and be recognized by the Senate. Resolutions.

SECRETARY HARRY:

Senate Resolution 81, offered by Senator Silverstein and all Members.

Senate Resolution 82, by Senator Lightford and all Members.

Senate Resolution 83, by Senator Demuzio and all Members, as
is Senate Resolution 84.

They're all death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

Senate Resolution 85, offered by Senators Lauzen, Viverito and
Radogno.

And Senate Joint Resolution 32, offered by Senators Parker,
Geo-Karis, Bowles and others.

They're both substantive.

PRESIDENT PHILIP:

We will now proceed to the Order of Resolutions Consent
Calendar. With leave of the Body, all of those read in today will
be added to the Consent Calendar. Mr. Secretary, have there been
any objections filed to any of the resolutions on the Consent
Calendar?

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SECRETARY HARRY:

No objections have been filed, Mr. President.

PRESIDENT PHILIP:

If not, the question is, shall all the resolutions on the Consent Calendar be adopted. All those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have carried. The resolution is -- the resolutions are adopted. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to the Committee on Commerce and Industry - House Bills 779 and 1587; to the Committee on Education - House Bills 811, 1722, 2087 and 2730; the Committee on Environment and Energy - House Bills 1318, 1893; to the Committee on Executive - House Bills 77, 941, 2320, 2616, and Senate Resolution 80; to the Committee on Insurance and Pensions - House Bill 1622; to the Committee on Judiciary - House Bills 41, 421, 448, 777, 810, 854, 878, 1570, 1771, 1964, 2708 and 2748; to the Committee on Licensed Activities - House Bill -- House Bills 245, 1441, 1780; to the Committee on Local Government - House Bills 845 and 901; to the Committee on Public Health and Welfare - House Bills 312, 1565, 2256, 2303 and 2676; re-referred from Public Health to the Committee on Rules - House Bill 77; to the -- referred to the Committee on Revenue - House Bills 1261, 1978, 2679, 2732; to the Committee on State Government Operations - House Bills 472 and 2735; to the Committee on Transportation - House Bills 1868, 1869, 1870 and 2630.

PRESIDENT PHILIP:

University of Illinois, i-card, David Samuels, would like to photograph the proceedings. Is leave granted? Leave is granted. Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 32 {sic} (33), offered by Senator

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Donahue.

(Secretary reads SJR No. 33)

PRESIDENT PHILIP:

Senator Donahue moves the suspension of the rules for the purpose of the immediate consideration and adoption of Senate Joint Resolution 32 {sic}. All those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it. The rules are suspended. Now, Senator Donahue has moved for the adoption of Senate Joint Resolution 32 {sic}. All those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it. We stand adjourned until... I'm sorry. Senator Dudycz, for what purpose do you rise?

SENATOR DUDYCZ:

Thank you, Mr. President. Just on a point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR DUDYCZ:

Every Member of the Senate has received one of these brochures placed on their desk. It is from the National Vietnam Veterans Art Museum. The art museum has a display on the first floor on the Rotunda. And you're all invited to stop by and take a look at the display on your way home this -- this afternoon. Thank you.

PRESIDENT PHILIP:

Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Thank you, Mr. President. A procedural point on House Bill 2315. I -- I would like to be removed as the chief sponsor of 2315.

PRESIDENT PHILIP:

Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

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Thank you, Mr. President. My earlier comment, I'd like stricken from the record. And I'd like to table House Bill 2315.

PRESIDENT PHILIP:

That motion is always in order. Senator Klemm, for what purpose do you rise?

SENATOR KLEMM:

Just -- just to remind the -- the Senate Executive Committee will meet after we do the photograph session today down in Room 112 -- 212.

PRESIDENT PHILIP:

Senator Watson, for what purpose do you...

SENATOR WATSON:

Yes. Thank you very much, Mr. President. Well, one last time, I guess, to remind the Members about the softball game next -- next Wednesday night. I notice that people really took me serious when -- before we left for Easter, about working out and losing some weight. And I notice guys have trimmed down pretty good. So we're in pretty good shape, but we're going to have a practice. Now, I -- I want everybody to understand, we're having a practice Tuesday night, but don't tell anybody. Okay. It's Tuesday night we're practicing. We will have tickets available and every Member we ask to contribute ten dollars for the tickets, and we've always gotten all fifty-nine Members -- have contributed. And of course, that money goes to a local charity here in Springfield and it's always been very well spent. So, just to remind everybody, Wednesday night is the softball game and it'll be at Lincoln Park. Also, I'm told to remind the Members that day is also Secretary Day.

PRESIDENT PHILIP:

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Thank you -- thank you, Mr. President. Is -- is there a photo

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session today? I -- I heard we were going to...

PRESIDENT PHILIP:

There is a photo session today after the Session. That is correct.

SENATOR DEMUZIO:

Well, we're not invited for the photos.

PRESIDENT PHILIP:

Yeah. I think it's just on our side of the aisle. I'm sorry about that.

SENATOR DEMUZIO:

Well...

PRESIDENT PHILIP:

You notice we're wearing -- all wearing our blue shirts today? Senator Walsh, for what purpose do you rise?

SENATOR L. WALSH:

Thank you, Mr. President. A point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR L. WALSH:

Ladies and Gentlemen of the Senate, today in our gallery -- in the President's Gallery, and on the Democratic side, in both -- both sides of the gallery, the Kankakee Community College. Over one hundred RNs and LPN students and faculty are here to take part

in Nurses' Political Action Day. And -- and their director, the instructor, Cynthia Steury-Lattz is here. I would like to have them stand and be welcomed to the Illinois State Senate.

PRESIDENT PHILIP:

If they please would rise and be recognized by the Senate. Senator Weaver moves the Senate stand adjourned until the hour of 12:30 p.m., Thursday, April 20th -- Tuesday, April 20th. I'm sorry. We stand adjourned.